

**Yee &
Associates, P.C.**

13760 Noel Road
Suite 900
Dallas, Texas 75240

Main No. (972) 367-2001
Facsimile (972) 367-2008

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| To: Commissioner for Patents for Examiner Fred I. Ehichioya Group Art Unit 2172 | Facsimile No.: 703/872-9306 |
| From: Dell Whitton for Krista Douthitt Senior Paralegal to Duke Yee | No. of Pages Including Cover Sheet: 3 |
| Message: Enclosed herewith: <ul style="list-style-type: none">• Transmittal Document; and• Notice of Appeal. | |
| Re: Application No. 09/925,265 Attorney Docket No: AUS920010557US1 | |
| Date: Monday, June 21, 2004 | |
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JUN 21 2004In re application of: **Himmel et al.**Serial No.: **09/925,265**Filed: **August 9, 2001**For: **Smart Receipt**Group Art Unit: **2172**Examiner: **Ehichioya, Fred I.**Attorney Docket No.: **AUS920010557US1**

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By: *Dell Whitton*

Dell Whitton

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Sir:
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- Notice of Appeal

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Respectfully submitted,

Duke W. Yee
Duke W. Yee
Registration No. 34,285
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
(972) 367-2001
ATTORNEY FOR APPLICANTS

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In re application of: **Himmel et al.**Serial No.: **09/925,265**Filed: **August 9, 2001**For: **Smart Receipt**§
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§Group Art Unit: **2172**Examiner: **Ehichioya, Fred I.**Attorney Docket No.: **AUS920010557US1**Certificate of Transmission Under 37 C.F.R. § 1.8(a)

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By: *Dell Whitton*

Dell Whitton

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated May 3, 2004 finally rejecting claims 1-34.

A fee of \$330.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

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Reg. No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 367-2001

ATTORNEY FOR APPLICANTS

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